(29)

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE JUSTICE SHRI SATISH K. AGNIHOTRI

WRIT PETITION (S) No. 2367 of 2007

PETITIONER : Smt. Saroj Bala Soni, wife of Shailendra Kumar Soni, aged about 42 years, Asst. Teacher, Govt. Primary School, Sector – 4, Balco Nagar, Korba, District Korba, Chhattisgarh.

VERSUS

RESPONDENTS :
1. State of Chhattisgarh, Through the Secretary, School Education Department Ministry D.K.S. Bhawan, Raipur, Chhattisgarh.
2. Divisional Education Officer Korba, District Korba, (C.G.)
3. Asst. Commissioner Tribal Welfare Department, Korba, District Korba (C.G.)
4. Block Education Officer, Korba, Kartala, Katghora, Podi uproda, Pali.

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA.

Present: Shri Amit Sharma, Advocate for the petitioner.
Shri Vinay Pandey, Panel Lawyer for the State / respondents.

ORDER

(Passed on 17th day of April, 2007)

1. Learned counsel appearing for the petitioner as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in

Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}, which has been disposed of vide order dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioner has acquired B.Ed Examination Certificate on her own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether she has been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit